NOT FOR PUBLICATION

IN THE UNITED STATES COURT OF APPEAL FILED FOR THE NINTH CIRCUIT

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,
Plaintiff-Appellee,

v.

H. THOMAS FEHN,
Defendant-Appellant.

No. 94-16136
D.C. No.
CV-92-00946-HDM
(District of Nevada)

ORDER

Before: GOODWIN and HAWKINS, Circuit Judges, and FITZGERALD,* District Judge.

The panel as constituted above has voted to deny the petition for rehearing and to reject the suggestion for rehearing en banc.

The full court has been advised of the suggestion for rehearing en banc and no judge of the court has requested a vote on the suggestion for rehearing en banc. Fed. R. App. P. 35.

The petition for rehearing is denied and the suggestion for rehearing en banc is rejected.

*Honorable James M. Fitzgerald, Senior United States District Judge for the District of Alaska, sitting by designation.